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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

The parties appeared before the Court on August 25, 2005. With the agreement of the parties, and with the consent of the defendant, the Court enters this order scheduling a status hearing on October 6, 2005, at 2:30 p.m., and documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A), from August 25, 2005 to October 6, 2005. The parties agreed, and the Court found and held, as follows:

1. The parties agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account counsel's need to review recently-produced deportation hearing tapes and certain difficulties meeting with his client, and would deny the

**STIPULATION AND ORDER
CR 05-00339 JSW**

1 defendant continuity of counsel.

2 2. Given these circumstances, the Court found that the ends of justice served by
3 excluding the period from August 25, 2005 to October 6, 2005, outweigh the best interest of the
4 public and the defendant in a speedy trial. Id. § 3161(h)(8)(A).

5 3. Accordingly, and with the consent of the defendant, the Court ordered that the period
6 from August 25, 2005 to October 6, 2005, be excluded from Speedy Trial Act calculations under
7 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

8 5. The parties will appear at a status hearing on October 6, 2005, at 2:30 p.m.

9 IT IS SO STIPULATED.

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11 DATED: _____ 9/7/05 _____

/s/
TRACIE L. BROWN
Assistant United States Attorney

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13
14 DATED: _____ 9/8/05 _____

/s/
WILLIAM WEINER
Attorney for Pedro Alexander Palacios

16 IT IS SO ORDERED.

17
18 DATED: September 19, 2005


THE HON. JEFFREY S. WHITE
United States District Judge